
STATUTORY INSTRUMENTS

1981 No. 334

HEALTH AND SAFETY

**The Health and Safety (Fees for Medical Examinations)
Regulations 1981**

<i>Made</i>	- - - - -	<i>5th March 1981</i>
<i>Laid before Parliament</i>	- - -	<i>13th March 1981</i>
<i>Coming into Operation</i>		
<i>All Regulations except Regulation 3</i>		<i>8th April 1981</i>
<i>Regulation 3</i>	- - - - -	<i>18th August 1981</i>

The Secretary of State in exercise of the powers conferred on him by sections 43(2), (4), (5) and (6) of the Health and Safety at Work etc. Act 1974(a) ("the 1974 Act") and of all other powers enabling him in that behalf and for the purpose of giving effect without modifications to proposals submitted to him by the Health and Safety Commission under section 11(2)(d) of the 1974 Act hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Health and Safety (Fees for Medical Examinations) Regulations 1981 and except for Regulation 3 shall come into operation on 8th April 1981 and Regulation 3 shall come into operation on 18th August 1981.

(2) In these Regulations "employment medical adviser" means an employment medical adviser appointed under section 56(1) of the Health and Safety at Work etc. Act 1974.

Fees for examination by an employment medical adviser

2.—(1) Fees shall be payable to the Health and Safety Executive by an employer in respect of a medical examination of any of his employees by an employment medical adviser for the purposes of any provision specified in column 1 of Schedule 1 to these Regulations; and the fees shall be ascertained in accordance with paragraph (2) of this Regulation.

(2) The fees shall be a basic fee for each examination together with additional fees for X-rays and laboratory tests where these are taken or carried out in connection with the examination (whether in pursuance of a requirement in the relevant provision or otherwise); and for each provision specified in column 1 of Schedule 1 to those Regulations—

- (a) the basic fee shall be the amount specified in column 3 for that provision;
- (b) the additional fee for X-rays shall be the amount specified in column 4 for that provision and shall cover all X-rays taken in connection with any one examination;

- (c) the additional fee for laboratory tests shall be the amount specified in column 5 for that provision and shall cover all such tests carried out in connection with any one examination except any haemoglobin estimation for which a separate amount is specified in column 6;
- (d) the additional fee for a haemoglobin estimation where an amount is shown in column 6 for that provision shall be that amount.

Fees for medical surveillance by an employment medical adviser under the Control of Lead at Work Regulations 1980

3. Fees shall be payable to the Health and Safety Executive by an employer in respect of a medical surveillance of any of his employees by an employment medical adviser for the purposes of the Control of Lead at Work Regulations 1980(a); and such fees shall be ascertained in accordance with Schedule 2 to these Regulations.

Revocation

4. The Health and Safety (Fees for Medical Examinations) Regulations 1979(b) are hereby revoked.

Signed by order of the Secretary of State.

5th March 1981.

David Waddington,

Joint Parliamentary Under Secretary of State,
Department of Employment.

(a) S.I. 1980/1248.

(b) S.I. 1979/1553.

SCHEDULE 1

Regulation 2(2)

Provision	Reference	Basic fee	Additional fees where appropriate		
			Fee for X-rays	Fee for laboratory tests	Fee for haemoglobin estimation
1	2	3	4	5	6
Regulations dated 21st January 1907 with respect to the manufacture of paints and colours.	SR & O 1907/17				
Regulations dated 6th August 1907 with respect to the process of the manipulation of yarn dyed by means of a lead compound.	SR & O 1907/616				
Regulations dated 18th December 1908 with respect to the process of vitreous enamelling metal or glass.	SR & O 1908/1258				
Regulations dated 30th June 1909 with respect to the coating of metal articles with a mixture of tin and lead, or lead alone.	SR & O 1909/720	£9.75	£17.75	£6.75	£3.25
Regulations dated 12th August 1911 with respect to the smelting and manufacture of lead and flaked litharge.	SR & O 1911/752				
Regulations dated 23rd August 1921 with respect to the manufacture of any carbonate, sulphate, nitrate or acetate of lead.	SR & O 1921/1443				
Order dated 8th November 1921 with respect to the employment of women and young persons in certain processes involving the use of a lead compound.	SR & O 1921/1714				
The Indiarubber Regulations 1922.	SR & O 1922/329				
The Chemical Works Regulations 1922.	SR & O 1922/731	£9.75	£17.75	£6.75	—
The Electric Accumulator Regulations 1925.	SR & O 1925/28	£9.75	£17.75	£6.75	£3.25
The Vehicle Painting Regulations 1926.	SR & O 1926/299	£9.75	£17.75	£6.75	£3.25
The Lead Paint Regulations 1927.	SR & O 1927/847	£9.75	£17.75	£6.75	£3.25
The Patent Fuel Manufacture (Health and Welfare) Special Regulations 1946.	SR & O 1946/258	£9.75	£17.75	£6.75	—
The Pottery (Health and Welfare) Special Regulations 1950.	SI 1950/65	£9.75	£17.75	£6.75	£3.25
The Mule Spinning (Health) Special Regulations 1953.	SI 1953/1545	£9.75	£17.75	£6.75	—

SCHEDULE 1—continued

Provision	Reference	Basic fee	Additional fees where appropriate		
			Fee for X-rays	Fee for laboratory tests	Fee for haemoglobin estimation
1	2	3	4	5	6
The Work in Compressed Air Special Regulations 1958.	SI 1958/61	£23.25	£17.00	£11.25	—
The Diving Operations Special Regulations 1960.	SI 1960/688	£26.00	£17.50	£6.50	—
The Carcinogenic Substances Regulations 1967.	SI 1967/879	£24.00	£17.75	£9.25	—
The Ionising Radiations (Unsealed Radioactive Substances) Regulations 1968.	SI 1968/780	£30.50	£17.75	£5.75	—
The Ionising Radiations (Sealed Sources) Regulations 1969.	SI 1969/808	£33.50	£17.75	£8.75	—

SCHEDULE 2

Regulation 3

1. The fees payable under Regulation 3 for medical surveillance for the purposes of the Control of Lead at Work Regulations 1980 ("the 1980 Regulations") shall be—
- (a) for the first assessment (including any clinical medical examination and laboratory tests in connection with the assessment) of an employee other than one who immediately prior to the coming into operation of the 1980 Regulations was subject to examination under any of the Regulations revoked by the 1980 Regulations, £23.50;
 - (b) in connection with any other assessment of an employee—
 - (i) for laboratory tests where these are carried out, £11.75,
 - (ii) for a clinical medical examination where this is carried out, £6.25.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations fix the fees payable by employers to the Health and Safety Executive for work done by employment medical advisers appointed under section 56(1) of the Health and Safety at Work etc. Act 1974 for conducting various medical examinations of employees by virtue of the Factories Act 1961 (c. 34).

The basis of calculating the fees is changed from that which applied under the Health and Safety (Fees for Medical Examinations) Regulations 1979 and there is an overall increase in the amounts payable.

The Regulations also fix the fees payable for medical surveillance of employees under the Control of Lead at Work Regulations 1980 when those Regulations come into force on 18th August 1981.

The Health and Safety (Fees for Medical Examinations) Regulations 1979 are revoked.

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